App. F. IX-4

1940

193 (Courts)

File No. 16-40

Previous References.
P. 112-17 (1-12)

Serial Nos. 1-2

Later References.
CS 214-41 (1-4)

✓

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two only

Part B for July 1940

SUBJECT.

Amendment of Rule permitting use of white paper weighing not less than 12 lbs a ream for purposes of presentation of documents to Civil Courts.

No. P. 5786-8 & 26-7-40 Registrar, High Ct. Comm of Stamps Chairman, Mysore Paper Mills

Amends rule 88 of Civil Rules of Practice Vol I 1936 Ed.

B.B. Shanbhag
13.8.40.

General and Revenue Secretariat | Cs File No. 16 of 1940. | [App. F. III-2

Serial No.

1

From

The Registrar High Court

No Roc 1410 Dt 18.7.1940

OFFICE OF THE FIRST MEMBER OF COUNCIL
JUL 23 1940
No. 956

Requests sanction to amend the rule contained in para 88 of the Civil Rules of practice Vol I so as to permit the use of white paper weighing not less than 12 lbs a ream for purposes of correspondence with the presentation of documents to Civil Courts.

Submitted with references and a draft of a G.O. sanctioning.

(It is held that the previous order on the subject was dealt with in the Stamps Section)

Cpm 22/7

If G.O. may be approved — In that case the following words may be added: "This amends rule 88 Civil Rules of Practice Vol I" (Date to be given) Law Secretary. 3 22/7/40

I Member)

Hm 22/7/40

3 23/7/40

Rlw 24/7/40

Hm 24/7/40

Issue with above addition as noted above

24/7

NOTE—Contn. Sheet.

Issued No P 586-8 Dt 26.7.40

Cb. 16-40 /

/

R. O. C. No. 1410 39-40
D. Dist

Enc: one.

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore, 18th July 1940.

495 of 40.
P

FROM

T. Shamiengar, Esq., B.A., B.L.,
~~A. Sundararaja Rao, Esq., B.A., B.L.,~~
~~S. Venkata Ranga Iyengar, Esq., B.A., LL.M.,~~
Registrar, High Court of Mysore.

SECY. LAW DEPT.
19 JULY 1940
GOVT OF MYSORE

H.V. Narayana Rao, Esq., B.A., LL.B.,
Secretary to Government,
Law Department,
Bangalore.

myself

SIR,

G.O. approving the proposal may be put up.

I am directed to enclose a copy of letter No.835, dated 3rd June 1940, received from the Chairman. Mysore Iron and Steel Works. etc.. Bhadravati, requesting, as a special case, that the rule contained in paragraph 88, page 28 of Volume I, Civil Rules of Practice and Circular Orders (1936) may be amended so as to permit the use of durable white paper weighing not less than 12 lbs. a ream instead of paper weighing not less than 15 lbs. a ream as mentioned in the said rule. The Judges of the High Court are of opinion that in the circumstances mentioned in the Chairman's letter it will be proper to treat 12 lbs. paper as sufficient.

The requirement in the said paragraph 88 of the Civil Rules of Practice and Circular Orders that the weight of the paper should be 15 lbs. was sanctioned by the Government in their order No.R.6188-248 S.R.112-17-11, dated 26th November 1919.

The High Court proposes to amend that paragraph under the powers given by Section 130 of the Code of Civil Procedure by substituting in it for the figures '15' the figures '12'. I am to request that the Government may be pleased to sanction the proposed amendment.

I have the honour to be,
Sir,
Your most obedient servant,

for Registrar.

BCR.

Mr.M. Venkatanaranappa, B.A,
Chairman,
Mysore Iron & Steel Works,Etc.,

Bhadravati,
3rd June 1940.

No. 835.

The Registrar,
The High Court of Judicature in Mysore,
Bangalore.

Dear Sir,

We understand that Rule 88 of the Civil Rules of Practice and Circular Orders Ch.III, Vol.I, page 28 makes the use of 15 lbs.paper obligatory for all documents to be presented to Civil Courts in the State.

We beg to represent that, since the war broke out, we have had to discontinue the manufacture of Creamlaid papers of more than 12 lbs. weight per ream as a mixture of small quantities of chemical wood pulp (not produced in India) is necessary. We are making experiments but have not found it possible to mak paper of this weight with bamboo pulp alone.

We request that, as a special case, the above Rule may kindly be changed to permit the use of durable white paper 13 by 8½ inches of a weight not less than 12 lbs. per ream.

We herewith submit samples of our 12 lbs. and 16 lbs. creamlaid papers and we have no doubt it will be found that our 12 lbs. creamlaid paper is strong and durable and will satisfactorily answer all court purposes.

We shall be grateful for the modification of the above Rule in the light of this representation.

Yours faithfully,
For THE MYSORE PAPER MILLS LTD.,
Sd/- M. Venkatanaranappa,
Chairman.

" Copy "

for Registrar.

BCR.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:

G.O.No.R.6188-248/S.R.112-17-11 dated 26-11-1919 prescribing the quality of paper to be used for writing petitions to be presented to Government, Heads of Departments and Civil, Criminal and Revenue Courts.

2. Letter No.R.O.C.1410/39-40 dated 18-7-4 from the Registrar, High Court of Mysore requesting sanction of Government to amend the rule embodied in paragraph 88 of Volume I, Civil Rules of Practice and Circular Orders (1936 Edition) by substituting in it the figures 12 for the figures 15.

ORDER NO.P.586-8./Cb.16-40-2 & 26.7.40.

The Chairman, the Mysore Paper Mills, Ltd., has represented to the High Court that since the outbreak of war the manufacture of creamlaid papers of more than 12lbs. weight per ream has been discontinued and that as a special case rule 88 of the civil rules of practice and circular orders, Vol. I 1936 Edition making the use of 15 lbs. paper obligatory for all documents to be presented to civil courts in the State may be amended as a special case so as to permit the use of durable white paper weighing not less than 12 lbs. a ream instead of paper weighing not less than 15 lbs. a ream as mentioned in the rule referred to above.

The High Court have no objection to give effect to the proposals of the Chairman, the Mysore Paper Mills, Ltd., and have accordingly proposed to amend rule 88 of the Civil Rules of Practice , Vol. I (1936 Edn.) by substituting in it the figures "12" for the figures 15."

Government are pleased to sanction the proposal of the High Court. with effect from 1 1940

Secretary to Government,
Law Department.

To--The Registrar, High Court.
" Commissioner of Stamps in Mysore.
" Chairman, Mysore Paper Mills, Ltd.,

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PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

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Read:

Government Order No.R.6188-248/S.R.112-17-11 dated 26th November 19 9 prescribing the quality of paper to be used for writing petitions to be presented to Government, Heads of Departments and Civil, Criminal and Revenue Courts.

2. Letter No.R.O.C.1410/39-40 dated 18th July 1940 from the Registrar, High Court of Mysore requesting sanction of Government to amend the rule embodied in paragraph 88 of Volume I, Civil Rules of Practice and Circular Orders (1936 Edition) by substituting in it the figures 12 for the figures 15.

ORDER NO. P. 506. F-C5-16. 21st JULY 1940.

DATED, BANGALORE,

The Chairman, the Mysore Paper Mills, Ltd., has represented to the High Court that since the outbreak of war the manufacture of creamlaid papers of more than 12 lbs. weight per ream has been discontinued and ~~that~~ as a special case rule 88 of the Civil Rules of Practice and Circular Orders, Vol. I (1936 Edition) making the use of 15 lbs. paper obligatory for all documents to be presented to civil courts in the State may be amended as a special case so as to permit the use of durable white paper weighing not less than 12 lbs. a ream instead of paper weighing not less than 15 lbs. a ream as mentioned in the rule referred to above. The High Court of Mysore have no objection to give effect to the proposals of the Chairman, the Mysore Paper Mills, Ltd., and have accordingly proposed to amend rule 88 of the Civil Rules of Practice, Vol. I (1936 Edition, by substituting in it the figures "12" for the figures "15".

Government are pleased to sanction the proposal of the High Court with effect from 1st August 1940.

Secretary to Government,
Law Department.

To--The Registrar, High Court.
" Commissioner of Stamps in Mysore,
" Chairman, Mysore Paper Mills, Ltd